



Practitioner's Docket No. FORE-107

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Kevin Nolish, Drew Anderson and Keith Arner

Application No.: 10/782,217

Group No.: 2113

Filed: 02/19/2004

Examiner: Elmira Mehrmanesh

For: METHOD, APPARATUS AND SOFTWARE FOR PREVENTING SWITCH FAILURES IN THE
PRESENCE OF FAULTS

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.

STATUS

2. Applicant is other than a small entity.

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*
(When using Express Mail, the Express Mail label number is **mandatory**;
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

X deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

X with sufficient postage as first class mail.

37 C.F.R. § 1.10*

as "Express Mail Post Office to Addressee"

Mailing Label No. _____ (**mandatory**)

TRANSMISSION

facsimile transmitted to the Patent and Trademark Office, (571) 273 - 8300.

Date: 4/12/07

Signature

Tracey L. Klaas

(type or print name of person certifying)

* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(j). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

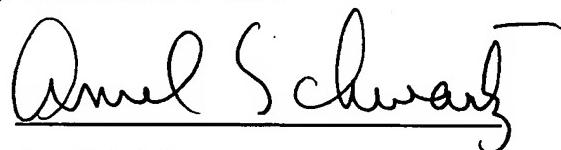
(Col. 1)	(Col. 2)	(Col. 3)	OTHER THAN A SMALL ENTITY
CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO PREVIOUSLY PAID FOR	PRESENT EXTRA	ADDIT. FEE
TOTAL	18	- 20 = 0	x \$ 50.00 = \$ 0.00
INDEP.	3	- 3 = 0	x \$ 200.00 = \$ 0.00
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM		+ \$ 0.00	= \$ 0.00
		TOTAL ADDIT. FEE	\$ 0.00

No additional fee for claims is required.

FEE DEFICIENCY

5. If an additional extension and/or fee is required, charge Account No. 19-0737.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
KEVIN NOLISH, ET AL.)
Serial No. 10/782,217)
Filed: February 19, 2004) METHOD, APPARATUS AND
Art Unit: 2113) SOFTWARE FOR PREVENTING
Patent Examiner:) SWITCH FAILURES IN THE
Elmira Mehrmanesh) PRESENCE OF FAULTS

Pittsburgh, Pennsylvania 15213

April 12, 2007

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

AMENDMENT

CERTIFICATE OF MAILING
I hereby certify that this correspondence
is being deposited with the U.S. Postal
Service as first class mail in an envelope
addressed to: Commissioner for Patents,
P.O. Box 1450, Alexandria, VA 22313-
1450 on 4/12/07

Ansel M. Schwartz
Ansel M. Schwartz
Registration No. 30,587

In response to the Office Action dated January 12, 2007, please enter the
following amendments to the above-identified application as follows.